

#4/Election

11-22-02

PATENT MAIL

Docket No.: 4006-145



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Wen-Yueh JANG

Serial No. 10/043,194

: Group Art Unit: 2826

Filed: January 14, 2002

: Examiner: Tan N. Tran

For: STRUCTURE OF A DEEP TRENCH-TYPE DRAM AND METHOD FOR
MAKING THE SAME

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, D. C. 20231

Sir:

By Official Action mailed September 24, 2002, restriction to one of the following inventions is required under 35 USC 121:

- I. Claims 1-26, drawn to a semiconductor device.
- II. Claims 27-35, drawn to a method of manufacturing a semiconductor device.

In response, Applicants hereby elect semiconductor device claims 1-26 (Group I) for examination in this case.

The foregoing election is made with traverse for the reason that the Office has not demonstrated how the device of Group I could be made by a process materially different from

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that of the Group II invention, the parenthetical statement appearing in the last sentence of paragraph 2 on page 2 of the Restriction Requirement notwithstanding.

In any event, early examination of claims 1-26 on the merits is courteously solicited.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 07-1337 and please credit any excess fees to such deposit account.

Respectfully submitted,

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